EXAMINER'S AMENDMENT

1.   An examiner's amendment to the record appears below. Should the changes and/or

additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR

1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the

payment of the issue fee.

2.   Authorization for this examiner's amendment was given in a telephone interview with

Mr. Evan Perry on 7/24/2008.

3.   The application has been amended as follows:

Amendments to the Claims

4.   Please cancel claims 21-37, 39 and 42.

5.   Please amend claims 1, 3-5, 7, 38 and 44 as following:

        Claim 1 (Currently amended): A system that facilitates health monitoring of a networked

system, comprising:

        at least one processor coupled to memory that executes:

        a data gather component that obtains system information from at least one computing

device, the data gather component aggregates the obtained system information based at least in

part on aggregation parameters, the system information includes at least one of system health

data, system usage data or system performance data;

a control component that provides automatic control of the at least one computing device based at least in part on the aggregated system information, the automatic control includes at least one of default control responses or programmed control responses, the control component utilizes control parameters that specify control responses based upon the aggregated information; and

a user interface that presents reports that include the aggregated information in accordance with report parameters, the user interface further enables modification of the aggregation parameters, the control parameters or the report parameters, at least one of the presented reports comprising recommendations for setting health monitor alert value.

Claim 3 (Currently amended): The system of claim 1, at least one of the presented reports comprising, at least in part, at least one alert based on utilization of an average value of a desired data parameter of the aggregated system information and a substantially instantaneous value of the desired data parameter.

Claim 4 (Currently amended): The system of claim 1, at least one of the presented reports comprising, at least in part, health monitoring alerts.

Claim 5 (Currently amended): The system of claim 1, at least one of the presented reports comprising, at least in part, administrative guidance information corresponding to the networked system.

Claim 7 (Currently amended): The system of claim 1, at least one of the presented reports comprises a rolling time-averaged value of a desired data parameter and a current health monitor alert threshold setting related to the desired data parameter.

Claim 38 (Currently amended): A system that facilitates health monitoring of a networked system, comprising:

means for obtaining and aggregating system information from at least one computing device on the networked system based at least in part on aggregation rules, the system information includes at least one of at least one of system health data, system usage data or system performance data;

means for providing automatic control of the at least one computing device based at least in part on the aggregated system information and control parameters that specify control responses, the control responses include at least one of default control responses or programmed control responses selected based upon the aggregated system information;

means for presenting reports in accordance with report parameters, the reports include the aggregated information, at least one of the presented reports comprising recommendations for setting health monitor alert value; and

means for modifying the aggregation parameters, the control parameters or the report parameters.

Claim 44 (Currently amended): A method that facilitates monitoring health of a networked system, comprising:

obtaining system information from at least one computing device on the networked system based at least in part on aggregation rules, the system information includes at least one of at least one of system health data, system usage data or system performance data, the system information obtained from at least one of a health monitor alert, a registry, a running process or logs;

aggregating the obtained information to provide at least one average value for one or more desired data parameters included in the obtained system information;

storing the aggregated information in a data store;

providing automatic control of the at least one computing device based at least in part on the aggregated system information and control parameters that specify control responses, the control responses include at least one of default control responses or programmed control responses selected based upon the aggregated system information;

presenting reports in accordance with report parameters, the reports include the aggregated information, at least one of the presented reports comprising recommendations for setting health monitor alert value;; and

notifying at least one user of a condition identified in the aggregated information, the notification is based at least in part on contact rules that specify conditions that require notifications and identities of the at least one user.

Drawings

6.   The drawings filed on 11/23/2003 are acknowledged.

Allowable Subject Matter

7.   Claims *1-20,38,40,41 and 44* are allowed.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Haresh Patel whose telephone number is (571) 272-3973. The examiner can normally be reached on Monday, Tuesday, Thursday and Friday from 10:00 am to 8:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Flynn, can be reached at (571) 272-1915. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

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/Haresh N. Patel/

Primary Examiner, Art Unit 2154

7/24/2008